

DODGE COUNTY EXECUTIVE COMMITTEE

October 2, 2017, 8:00 A.M.

FIRST FLOOR – ROOMS H & I AUDITORIUM

DODGE COUNTY ADMINISTRATION BUILDING, JUNEAU, WI 53039

The meeting was called to order at 8:00 a.m. by Dodge County Executive Committee Chairman, Russell Kottke.

Members present: Berres, Frohling, Kottke, Maly, Marsik, Miller, and Schmidt.

Member(s) absent: None.

Others present: Dodge County Administrator Jim Mielke; Dodge County Clerk Karen J. Gibson; Deputy County Clerk Christine M. Kjornes; Corporation Counsel Kimberly Nass; Emergency Management Director Amy Nehls; Human Resources Director Sarah Hinze; Planning and Economic Development Administrator Nathan Olson; Project Community Program Manager Leslie Covell Hershberger; Blue Zone employee Keith Hill; Blue Zone Co-Chair Renee Peterson; WBEV Radio Station Reporter Kevin Haugen; and Daily Citizen Reporter Terri Pederson.

Motion by Miller, seconded by Frohling, to approve the Agenda and allow the Chairperson to go out of order as needed to efficiently conduct the meeting. Motion carried.

Motion by Schmidt, seconded by Maly, to approve the September 5, 2017 minutes as presented. Motion carried.

Dodge County Clerk Karen Gibson provided an oral report to the Committee regarding the October 17, 2017 County Board meeting. Ms. Gibson reported that there will be Special Orders of Business that will include a presentation by the Glacier Heritage Development Partnership, and a presentation regarding the Dodge County Compensation Plan. Ms. Gibson further reported that the agenda will also include Resolutions from the Building Committee, the Finance Committee, the Human Resources and Labor Negotiations Committee, the Judicial and Public Protection Committee, the Planning, Development and Parks Committee, Bridge Memorials from the Highway Department, and a Report and Ordinance from the Planning, Development and Parks Committee.

Emergency Management Director Amy Nehls provided a brief oral update to the Committee regarding the Simulcast Phase IV project. Ms. Nehls reported that the project is progressing very well, the St. Helena Communications Tower is awaiting an antennae dish, and the week of September 25, 2017, there were issues at the Ashippun Communications Tower. Ms. Nehls further reported that the estimated completion date for the project is the end of 2017.

Ms. Nehls provided a brief oral update to the Committee regarding the Active Shooter Exercises. Ms. Nehls reported that the functional exercise will be held on November 9, 2017 in the Administration Building, and this exercise will focus on the Circuit Courts and Department Heads involved with COOP. Ms. Nehls further reported that the full scale exercise will take place in January of 2018, and this exercise will involve the Henry Dodge Office Building, the Highway Department, and the Administration Building. Ms. Nehls commented that County Board Supervisors that are interested in attending the exercises should contact her, and she will provide them with an invitation.

County Administrator Jim Mielke provided an oral update to the Committee regarding the Dodge County Blue Zones Project. Mr. Mielke reported that the Blue Zones survey was included in the packet materials, and Dodge County meets the points qualifications of the pledge assessment, but

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would also need 25% employee engagement to be considered a Blue Zone worksite. Mr. Mielke further reported that County Board action would be needed to move forward with the Blue Zones project, and the tentative plan is to have a Resolution along with a Blue Zones presentation at the November 14, 2017 County Board meeting. Mr. Mielke commented that the Blue Zones Project would be a positive opportunity for Dodge County. Supervisor Berres asked why the City of Watertown is not a part of the Dodge County Blue Zones Project. Project Community Program Manager Leslie Covell Hershberger answered that the Beaver Dam Community Hospital is Dodge County's main sponsor, and the City of Watertown has their own hospital. Mr. Mielke reported that there will be no expense to Dodge County for becoming a Blue Zone worksite. Blue Zone employee Keith Hill reported that the Dodge County Blue Zone Project is in the process of working on receiving community certification, which includes the Cities of Beaver Dam, Horicon, Juneau, and Mayville. It was a consensus of the Executive Committee to include the Dodge County Blue Zones Project as an item for discussion on the November 2017 Executive Committee agenda.

Mr. Mielke provided an oral report to the Committee regarding the Claim for Damages form. Mr. Mielke reported that the Claim for Damages form has been revised, and a draft Claim for Damages form was included in the packet materials. Mr. Mielke further reported that the draft claim form has been revised to include the statement that the Corporation Counsel has consulted with Wisconsin Municipal Mutual Insurance Company (WMMIC), and WMMIC has recommended the denial of the claim. Corporation Counsel Kimberly Nass reported that in the October 17, 2017 County Board packet materials, she will include a memo to the County Board Supervisors explaining the claim process, and will also include the letter that her office sends to the claimant after the disallowance by the County Board. Ms. Nass stated that a disallowance form shortens the time that a claimant can file action against Dodge County. Motion by Marsik, seconded by Maly to approve the revised Claim for Damages form. Motion carried.

Mr. Mielke provided a brief oral report to the Committee regarding the 2018 Dodge County Mini-Budget presentations. Mr. Mielke reported that the mini-budget presentations were held on September 26-28, 2017, and these sessions went well. Mr. Mielke further reported that these presentations provide the Department Heads a good opportunity to present their department needs to the Finance Committee. Mr. Mielke reported that there will be a special Finance Committee meeting to be held on October 24, 2017, and the budget will be distributed to the County Board Supervisors at their October 17, 2017 meeting.

Ms. Nass provided an oral update to the Committee regarding the status of contracts being reviewed and/or completed by the Corporation Counsel office.

Ms. Nass will provide a report from the Taxation Committee regarding the Monarch parcels located in the City of Beaver Dam to the Executive Committee at the November Executive Committee meeting.

Chairman Kottke reported that he signed a Proclamation proclaiming September as Chamber of Commerce month for the Beaver Dam Area Chamber of Commerce.

The Committee had a brief discussion on combatting the Opioid Epidemic. Mr. Kottke reported that this was a topic of discussion at the Wisconsin Counties Association (WCA) that was held on

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September 25-27, 2017, in Wisconsin Dells. Ms. Nass reported that she has received an engagement letter and a Resolution template, and she would customize the Resolution template to meet Dodge County's needs. This will be an item on the November Executive Committee meeting agenda.

Mr. Kottke provided a brief oral report to the Committee regarding compensation paid to County Board members and Committee members for the April 2018 – 2020 term. Mr. Kottke stated if changes were going to be made to the compensation, a Resolution would need to go to the County Board on or before the November 14, 2017 County Board meeting. Supervisor Berres asked when the compensation pay was last increased for County Board Supervisors and Committee members. Ms. Gibson reported that in April of 2014, the per diem increased from \$40.00 to \$50.00. The Committee had a brief discussion regarding technology needs for County Board Supervisors. It was a consensus of the Executive Committee not to make any changes to the compensation paid to County Board members and Committee members.

The Committee members briefly discussed the sessions that they attended at the Wisconsin Counties Association Annual Conference that was held on September 25-27, 2017, in Wisconsin Dells.

Meeting adjourned at 9:30 a.m. by order of the Chairman.

The next regular meeting is scheduled for **Monday, November 6, 2017, at 8:00 a.m.**

Jeff Berres, Secretary

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting.

Motion to Adopt By: Tim Zeglin

Seconded By: Jeanne Nutter

Dist.	Supervisor	Y	N	A
1	Frey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Winters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3	S. Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4	Sacia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5	Schultz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6	Brandt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	Killian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8	D. Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9	Haines	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10	Aasen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11	Walek	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12	Zeglin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13	Fimreite	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14	Nelson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15	Nutter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16	Skoyen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	Vold	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	TOTALS	17	0	0

First Reading: 9/18/2017

Second Reading: Waived

Vote Required: Simple Majority

Adopted ☒

Defeated ☐

STATE OF WISCONSIN)
)s.s.
CO. OF TREMPLEALEAU)

I hereby certify that this resolution /ordinance is a true and correct copy of a resolution/ordinance adopted by the Trempealeau County Board of Supervisors on: 9/18/2017

/s/
Paul Syverson, County Clerk

Resolution Number: 2017-09-03

Creating a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans

WHEREAS, currently under the state constitution, the legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following the decennial federal census by the majority party; and at the same intervals, the legislature also reapportions congressional districts pursuant to federal law; and

WHEREAS, legislative and congressional redistricting plans enacted pursuant to this procedure are used to elect members of the legislature and members of Congress in the fall of the second year following the year of the census; and

WHEREAS, historically legislative and congressional plans in Wisconsin have been viewed by many to be subject to partisan influence; and

WHEREAS, the 2011 process to draw the maps and fight litigation contesting those maps cost taxpayers nearly \$1.9 million; and

WHEREAS, a panel of federal district court judges has ruled that the redistricting that was done in Wisconsin in 2011 was unconstitutional, and that case is now on appeal to the United States Supreme Court, and redistricting to achieve partisan gains is improper, whether it is done by Republicans or Democrats.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors insists upon the creation of a nonpartisan procedure for the preparation of legislative and congressional redistricting plans; and

BE IT FURTHER RESOLVED that the process chosen must promote accountability and transparency and prohibit the consideration of voting patterns, party information, and incumbents' residence information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U. S. Constitution; and

BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the Wisconsin Towns Association, the Wisconsin League of Municipalities, all members of the state legislature, and to each Wisconsin County.

RECEIVED
IN THE OFFICE OF
COUNTY CLERK

OCT 02 2017

DODGE COUNTY, WIS.



DOOR COUNTY

Resolution No. 2017-68

Page 1 of 2

**IN OPPOSITION TO THE PROPOSED SB 395 AND AB 499 RELATING
TO THE REGULATION OF NONFERROUS METALLIC MINING**

RECEIVED
IN THE OFFICE OF
COUNTY CLERK

OCT 30 2017

TO THE DOOR COUNTY BOARD OF SUPERVISORS:

WHEREAS, Proposed 2017 Senate Bill 395 ("SB 395") and 2017 Assembly Bill 499 ("AB 499") make a number of changes to laws relating to nonferrous metallic mineral prospecting and mining.

WHEREAS, current law provides that the Wisconsin Department of Natural Resources ("DNR") "...may not issue a permit under s. 293.49 for the purpose of the mining of a sulfide ore body until all of the following conditions are satisfied:

(a) *The department determines, based on information provided by an applicant for a permit under s. 293.49 and verified by the department, that a mining operation has operated in a sulfide ore body which, together with the host nonferrous rock, has a net acid generating potential in the United States or Canada for at least 10 years without the pollution of groundwater or surface water from acid drainage at the tailings site or at the mine site or from the release of heavy metals.*

(b) *The department determines, based on information provided by an applicant for a permit under s. 293.49 and verified by the department, that a mining operation that operated in a sulfide ore body which, together with the host nonferrous rock, has a net acid generating potential in the United States or Canada has been closed for at least 10 years without the pollution of groundwater or surface water from acid drainage at the tailings site or at the mine site or from the release of heavy metals.*

SB 395 and AB 499 would eliminate these conditions.

WHEREAS, under current law, a nonferrous prospecting or mining permit applicant must obtain a high capacity well approval if the applicant will withdraw groundwater or dewater mines at a rate and capacity of more than 100,000 gallons each day. The DNR is prohibited from issuing this approval if the withdrawal or dewatering will result in the unreasonable detriment of public or private water supplies or the unreasonable detriment of public rights in the waters of the state. [s. 293.65 (3), Stats.]. SB 395 and AB 499 would remove this prohibition.

WHEREAS, Under current law, groundwater standards apply from the land surface down through all saturated geological formations. SB 395 and AB 499 provide that, in context of nonferrous mining or prospecting, groundwater contamination enforcement standards do not apply below the depth in the Precambrian bedrock below which the groundwater is not reasonably capable of being used for human consumption and is not hydrologically connected to other sources of groundwater that are suitable for human consumption.

WHEREAS, Under current law, a person may apply to the DNR for a license or permit to engage in exploration for, prospecting for, or mining of nonferrous metallic minerals. SB 395 and AB 499 create a separate activity termed "bulk sampling" of nonferrous metallic minerals (which is defined as excavating in a potential mining site by removing less than 10,000 tons of material to assess the material or gather data to support a mining application) and a streamlined approval process with less scrutiny, opportunity for public comment, oversight and control.

WHEREAS, SB 395 and AB 499 makes various changes to the permit application, review and hearing processes related to nonferrous metallic mineral prospecting and mining, which will result in less scrutiny, opportunity for public comment, accountability, oversight and control.



DOOR COUNTY

Resolution No. 2017-68

Page 2 of 2

IN OPPOSITION TO THE PROPOSED SB 395 AND AB 499 RELATING TO THE REGULATION OF NONFERROUS METALLIC MINING

ROLL CALL Board Members	Aye	Nay	Exc.
AUSTAD			
BACON			
D. ENGLEBERT			
R. ENGLEBERT			
ENIGL			
FISHER			
GUNNLAUGSSON			
HALSTEAD			
KOCH			
KOHOUT			
LIENAU			
LUNDAHL			
MOELLER			
NEINAS			
ROBILLARD			
SCHULTZ			
SITTE			
SOHNS			
VIRLEE			
VLTES WOTACHEK			
WALT			

BOARD ACTION

Vote Required: Majority Vote of a Quorum

Motion to Approve Adopted ☒ ☐
 1st Fisher Defeated ☐
 2nd Halstead
 Yes: _____ No: _____ Exc: _____

Reviewed by:

[Signature] Corp. Counsel

Reviewed by:

[Signature] Administrator

FISCAL IMPACT: There is no fiscal impact to County of Door or its annual budget associated with the adoption of this resolution.
MEJ

Certification:

I, Jim M. Lau, Clerk of Door County, hereby certify that the above is a true and correct copy of a resolution that was adopted on the 24th day of October 2017 by the Door County Board of Supervisors.

[Signature]
Jim M. Lau
County Clerk, Door County

1 **WHEREAS**, the potential impacts of certain nonferrous metallic mineral
2 exploration and mining include: long term leaching of acid-producing wastes
3 into groundwater and adjacent surface waters; this degradation of water
4 quality presents risks to human health and the environment; and potential
5 economic losses (e.g., reduction of property values and loss of tourism
6 revenue).

7
8 **WHEREAS**, the Door County Board of Supervisors, by adoption of
9 Resolution 2017-49 on July 25th 2017, expressed its opposing to the Aquila
10 Resources, Inc. Back Forty mine project located adjacent to Marinette County
11 and across the Menominee River in Michigan's Upper Peninsula.

12
13 **NOW, THEREFORE, BE IT RESOLVED**, that the Door County Board of
14 Supervisors hereby expresses its opposition to 2017 Senate Bill 395 and 2017
15 Assembly Bill 499 and its support for existing laws and regulations including
16 Chapter 293, Wisconsin Statutes and Chapter NR 130, Wisconsin
17 Administrative Code.

18
19 **BE IT FURTHER RESOLVED**, that the County Clerk is hereby directed to
20 transmit a copy of this Resolution to the Governor of the State of Wisconsin,
21 to the Department of Natural Resources Interim Secretary Kurt Thiede, to
22 legislators representing Door County, to the Wisconsin Counties Association
23 and all Wisconsin Counties

SUBMITTED BY: Land Conservation Committee

[Signature]
Ken Fisher, Chairman
[Signature]
Randy Halstead

[Signature]
John Neinas
[Signature]
Richard Virlee

[Signature]
Mike Vandenhouten

RESOLUTION NO. 177-2016-2018

TO: THE HONORABLE CHAIRMAN AND MEMBERS OF THE PORTAGE COUNTY BOARD OF SUPERVISORS:

RE: SENSE OF THE BOARD; OPPOSING THE PASSAGE OF 2017 SENATE BILL 54 AND 2017 ASSEMBLY BILL 94

WHEREAS, legislation has been introduced, in the form of 2017 Senate Bill 54 and 2017 Assembly Bill 94, to amend the Wisconsin state statutes to require the Department of Corrections to recommend revoking a person's extended supervision, probation, or parole if the person is charged with a crime while on extended supervision, probation, or parole; and

WHEREAS, the Department of Corrections estimates that this legislation could result in an increase of 5,570 revocations cases each year. This means that 5,570 more individuals would be occupying county jails without proper reimbursement from the State; and

WHEREAS, this legislation, as drafted, is an unfunded mandate to Wisconsin's counties and their jails; and

WHEREAS, it is estimated that this bill could result in increased operating and construction costs for the Department of Corrections, exceeding \$51,000,000 during the first year of enactment, and ongoing and permanent increased operational costs of over \$149,000,000 after the population is annualized during the second year of enactment.; and

FISCAL NOTE: There are no fiscal obligations for the county associated with this resolution.

NOW, THEREFORE, BE IT RESOLVED, that the Portage County Board of Supervisors does hereby oppose the passage of 2017 Senate Bill 54 and 2017 Assembly Bill 94, urge our elected representatives of the legislature to vote against these bills, and further urge Governor Walker to veto and resulting act created by the passing of these bills.

BE IT FURTHER RESOLVED, that the Portage County Clerk be directed to forward a copy of this resolution to the Portage County Executive, all Wisconsin counties, the Wisconsin Counties Association, the Wisconsin Legislature, and the Governor.

RECEIVED
IN THE OFFICE OF
COUNTY CLERK

OCT 13 2017

DODGE COUNTY, WIS.

OCT 16 2017

DODGE COUNTY, WIS.

RESOLUTION No 363-091917
OPPOSING THE AQUILA RESOURCES, INC.
PROPOSED BACK FORTY MINE PROJECT

WHEREAS, the Aquila Resources, Inc. Back Forty Project, a proposed open pit metallic sulfide mine, would be located on the banks of the Menominee River, which empties into Lake Michigan and is one of the largest watersheds in Northern Wisconsin and Michigan's Upper Peninsula; and,

WHEREAS, the Menominee River provides a unique habitat for species of special concern such as Lake Sturgeon and Freshwater Mussels, which would be negatively impacted by discharges into the water, and;

WHEREAS, the potential impacts of the mine include long term leaching of acid-producing wastes into the groundwater and the river, and;

WHEREAS, the hazardous wastes generated by the mine would potentially degrade water quality and present risks to human health and the environment in Wisconsin as well as Michigan, and;

WHEREAS, potential economic losses including reduction in property values and loss of tourism revenue are not factored into the permitting review process, and;

WHEREAS, the approval of this mine will result in the irreversible loss of significant cultural resources of the Menominee Tribe of Indians of Wisconsin, including Native American gravesites and other areas of historical significance.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Sister Bay, Wisconsin does hereby go on record as opposing Aquila Resources, Inc. Back Forty Mine Project and urges the Michigan Department of Environmental Quality to deny a mining permit for the project.

BE IT FURTHER RESOLVED, that the Village Clerk is hereby directed to transmit a copy of this Resolution to the Governor of the State of Wisconsin, to the Department of Natural Resources Secretary Cathy Stepp, to legislators representing Door County constituents, to the Wisconsin Counties Association and all Wisconsin Counties, to the Wisconsin League of Municipalities, to the Governor of Michigan Rick Snyder, to the Michigan Department of Environmental Quality and to the Michigan Department of Natural Resources.

INTRODUCED at a regular meeting of the Board of Trustees of the Village of Sister Bay held this 19th day of September, 2017.

Passed and adopted this 19 day of Sept, 2017.


David W. Lienau, President

ATTEST:

 Christy Sully, Village Clerk

VOTE: Ayes 5 Noes 0

Motion to Adopt By: Jeanne Nutter				
Seconded By: Olin Fimreite				
Dist.	Supervisor	Y	N	A
1	Frey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2	Winters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3	S. Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4	Sacia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5	Schultz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6	Brandt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7	Killian	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8	D. Miller	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9	Haines	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10	Aasen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11	Walek	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12	Zeglin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13	Fimreite	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14	Nelson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
15	Nutter	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
16	Skoyen	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
17	Vold	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	TOTALS	16	0	1

First Reading: 10/16/2017

Second Reading: Waived

Vote Required: Majority

Adopted ☒

Defeated ☐

STATE OF WISCONSIN)
)s.s.
CO. OF TREMPLEALEU)

I hereby certify that this resolution /ordinance is a true and correct copy of a resolution/ordinance adopted by the Trempealeau County Board of Supervisors on: 10/16/2017.


Paul Syverson, County Clerk

Resolution Number: 2017-10-08

Opposition to Section 7 of SB 387/AB 479

WHEREAS, a fundamental and generally accepted principle of the electorate of Trempealeau County is the principle that citizens should have the opportunity to make public comments regarding proposed local governmental actions, and

WHEREAS, a fundamental and generally accepted principle of the electorate of Trempealeau County is the principle that local governing bodies should have control over local actions and decisions, particularly local land use decisions, and

WHEREAS, the role of the Trempealeau County Board is to represent the majority opinion of the Trempealeau County electorate in policy-making decisions and to defend the existing policies and ordinances of the County, and

WHEREAS, Wisconsin Senate Bill 387/Assembly Bill 479, Section 7, eliminates the opportunity for citizens to make public comment regarding zoning decisions by requiring a local governing body to ignore public comment at a conditional use permit application hearing, and

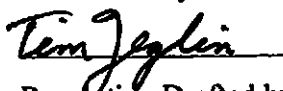
WHEREAS, Wisconsin Senate Bill 387/Assembly Bill 479, Section 7, places unreasonable limitations on the ability of a local governing body to effectively consider and take action, in the interest of the County and its citizens, on a conditional use permit application, and

WHEREAS, if passed, these proposed changes would weaken, or render ineffective, specific sections of the Trempealeau County Zoning Ordinance by eliminating the County's ability to make informed decisions, in the interest of the County and its citizens, regarding conditional use permit applications, and

WHEREAS, the Trempealeau County Board of Supervisors will exercise its responsibility to represent the majority opinion of the County's electorate and defend the County's ability to effectively consider and take action, in the interest of the County and its citizens, in regards to zoning matters.

NOW, BE IT RESOLVED the Trempealeau County Board of Supervisors, representing the fundamental principles of the voters of Trempealeau County, hereby signifies its opposition to Section 7 of SB 387 and respectfully requests that this section be removed from SB 387 and companion bill AB479.

Introduced by: SUPERVISOR

 Tim Zeglin

Resolution Drafted by: Timothy Zeglin

Reviewed by Corporation Counsel: Yes

Fiscal Impact: None.

RECEIVED
IN THE OFFICE OF
COUNTY CLERK

OCT 18 2017

DODGE COUNTY, WIS.



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-4107/1
MS/EM/AM/KRP/ES:all

2017 SENATE BILL 387

August 10, 2017 - Introduced by Senators TIFFANY, CRAIG, NASS, DARLING and LASEE, cosponsored by Representatives JARCHOW, R. BROOKS, STAFSHOLT, SANFELIPPO, FELZKOWSKI, TUSLER, EDMING, HORLACHER, MURPHY, KREMER, GANNON, HUTTON and BALLWEG. Referred to Committee on Insurance, Housing and Trade.

1 **AN ACT to renumber and amend 32.10, 59.694 (7) (c) and 62.23 (7) (e) 7.; to**
2 **amend 32.10 (title), 59.69 (10e) (title), 59.69 (10e) (a) 1., 59.69 (10e) (b), 59.692**
3 **(1) (b) (intro.), 60.61 (5e) (title), 60.61 (5e) (a) 1., 60.61 (5e) (b), 62.23 (7) (hb)**
4 **(title), 62.23 (7) (hb) 1. a. and 62.23 (7) (hb) 2.; and to create 30.20 (1g) (d), 32.09**
5 **(6c), 32.10 (1), 32.10 (5), 59.69 (5e), 59.692 (1) (am), 59.694 (7) (c) 1., 59.694 (7)**
6 **(c) 3., 60.61 (4e), 60.62 (4e), 62.23 (7) (de), 62.23 (7) (e) 7. a., 62.23 (7) (e) 7. d.,**
7 **66.10015 (1) (e), 66.10015 (2) (e), 66.10015 (4), 227.10 (2p) and 710.17 of the**
8 **statutes; relating to:** limiting the authority of local governments to regulate
9 development on substandard lots and require the merging of lots; requiring a
10 political subdivision to issue a conditional use permit under certain
11 circumstances; standards for granting certain zoning variances; local
12 ordinances related to repair, rebuilding, and maintenance of certain
13 nonconforming structures; shoreland zoning of, and the removal of material

SENATE BILL 387

- 1 from the bed of, certain small, private ponds; inverse condemnation
2 proceedings; and the right to display the flag of the United States.
-

Analysis by the Legislative Reference Bureau**INTRODUCTION**

This bill makes various changes to local government zoning authority, navigable water permits, inverse condemnation proceedings, and the right to display the flag of the United States.

SUBSTANDARD LOTS

Under this bill, a city, village, town, or county may generally not prohibit a property owner from doing any of the following:

1. Conveying an ownership interest in a substandard lot.
2. Using a substandard lot as a building site if two conditions are met: the substandard lot has not been developed with one or more of its structures placed partly on an adjacent lot; and the substandard lot is developed to comply with all other ordinances of the political subdivision.

Under the bill, a substandard lot is defined as a lot that met any applicable lot size requirements when it was created, but does not meet current lot size requirements.

MERGING LOTS

This bill prohibits a state agency, city, village, town, or county from requiring that one or more lots be merged with another lot without the consent of the owners of the lots that are to be merged.

CONDITIONAL USE PERMITS

This bill requires a city, village, town, or county to issue a conditional use permit to an applicant who meets, or agrees to meet, all of the requirements and conditions specified by the political subdivision. Under the bill, both the application, and the political subdivision's decision on the permit application, must be based on substantial evidence, although public testimony alone is not substantial evidence and cannot be the sole basis for a political subdivision to deny a conditional use permit. Once granted, a conditional use permit may remain in effect as long as the conditions under which it was granted are followed, except that a political subdivision may include conditions relating to the permit's duration, and the ability of the applicant to transfer or renew a permit.

VARIANCES

Under current law, a city, a village, or a town that is authorized to exercise village powers (collectively, "municipality") or a county is authorized to enact zoning ordinances that regulate and restrict the height, number of stories, and size of buildings and other structures; the percentage of lot that may be occupied; the size of yards and other open spaces; the density of population; and the location and use of buildings, structures, and land for various purposes.

SENATE BILL 387**SECTION 6**

1 (b) If the court determines that the defendant has taken the property of the
2 plaintiff under sub. (1) (b) 2. without exercising the power of condemnation, the court
3 shall issue an order requiring the defendant to, at the defendant's option, do one of
4 the following:

5 1. Pay damages to the plaintiff equal to the amount of the reduction in fair
6 market value of the property that is attributable to the action under sub. (1) (b).

7 2. Rescind the government-imposed restriction that was found to have
8 resulted in the taking.

9 **SECTION 7.** 59.69 (5e) of the statutes is created to read:

10 **59.69 (5e) CONDITIONAL USE PERMITS.** (a) In this subsection:

11 1. "Conditional use" means a use allowed under a conditional use permit,
12 special exception, or other special zoning permission issued by a county.

13 2. "Substantial evidence" means evidence of such convincing power that
14 reasonable persons would accept it in support of a conclusion. "Substantial evidence"
15 does not include public comment that is based solely on personal opinion,
16 uncorroborated hearsay, or speculation.

17 (b) 1. If an applicant for a conditional use permit meets, or agrees to meet, all
18 of the requirements and conditions specified in the county ordinance, the county
19 shall grant the conditional use permit.

20 2. The requirements and conditions described under subd. 1. must be
21 reasonable and measurable, and may include conditions such as the permit's
22 duration, and the ability of the applicant to transfer or renew the permit. The
23 applicant must demonstrate that the application and all requirements and
24 conditions established by the county relating to the conditional use are, or will be,
25 satisfied, and must demonstrate such satisfaction by substantial evidence. The

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1 county must demonstrate that its decision to approve or deny the permit is supported
2 by substantial evidence. Public testimony alone is not substantial evidence and
3 cannot be the sole basis for the county to deny a conditional use permit.

4 (c) Upon receipt of a conditional use permit application, and following
5 publication in the county of a class 2 notice under ch. 985, the county shall hold a
6 public hearing on the application.

7 (d) Once granted, a conditional use permit may remain in effect as long as the
8 conditions upon which the permit was issued are followed, except that the county
9 may impose conditions relating to the permit's duration, and the ability of the
10 applicant to transfer or renew the permit, as well as any other additional, reasonable
11 conditions that are specified in the zoning ordinance.

12 (e) If a county denies a person's conditional use permit application, the person
13 may appeal the decision to the circuit court under the procedures contained in s.
14 59.694 (10).

15 **SECTION 8.** 59.69 (10e) (title) of the statutes is amended to read:

16 59.69 (10e) (title) REPAIR, REBUILDING, AND MAINTENANCE OF CERTAIN
17 NONCONFORMING STRUCTURES.

18 **SECTION 9.** 59.69 (10e) (a) 1. of the statutes is amended to read:

19 59.69 (10e) (a) 1. "Development regulations" means the part of a zoning
20 ordinance enacted under this section that applies to elements including setback,
21 height, lot coverage, and side yard.

22 **SECTION 10.** 59.69 (10e) (b) of the statutes is amended to read:

23 59.69 (10e) (b) An ordinance enacted under this section may not prohibit, or
24 limit based on cost, or require a variance for the repair, maintenance, renovation,

OCT 30 2017

DODGE COUNTY, WIS.

RESOLUTION NO.: 76—2017-18

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 Legislation has been introduced which ratifies and enters Wisconsin into the Enhanced
2 Nurse Licensure Compact. The enhanced compact replaced the original Nurse Licensure
3 Compact, which was ratified in Wisconsin in 1999. Under both versions of the compact,
4 a nurse, whether a registered nurse or a licensed practical nurse, who is licensed in a state
5 that has adopted the compact may practice in any other party state without needing to
6 separately obtain a license in that other party state. The Enhanced Nurse Licensure
7 Compact extends the time limit for emergency rule procedures, and providing an
8 exemption from emergency rule procedures.
9

10 NOW THEREFORE, the undersigned members of the Health and Human Services Committee
11 recommend adoption of the following resolution.

12 BE IT RESOLVED, that the Outagamie County Board of Supervisors does support proposed
13 legislation which ratifies and enters Wisconsin into the Enhanced Nurse Licensure Compact, and

14 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy
15 of this resolution to the Health & Human Services Director, and the Outagamie County Lobbyist for
16 distribution to Governor Walker, the Legislature, and Wisconsin Counties Association.
17

18 Dated this 24th day of October 2017

19
20
21 Respectfully Submitted,

22
23 HEALTH & HUMAN SERVICES COMMITTEE
24

25
26
27
28
29 _____
Barney Lemanski

Justin Krueger

LRB 3932/1, the enhanced Nurse Licensure Compact (eNLC), is legislation that updates our current nurse licensure compact statute to maintain Wisconsin's status as a compact state.

The eNLC goes into effect on January 19, 2018. Most members of the current compact have transitioned to the new eNLC and are no longer part of the former NLC.

If Wisconsin does not adopt the new enhanced Compact before the end of 2017, Wisconsin's nurses who currently enjoy the benefits of our current Compact license will be forced to apply for a single-state license in Wisconsin and all other states in which they want to practice, including those that have joined the eNLC. Inaction by the state legislature will create unnecessary red-tape and licensure barriers for nurses interested in serving patients in any of the 26 compact states. Nearly all states that were members of the previous licensure compact have transitioned to the eNLC.

The eNLC provides an opportunity for nurses in Wisconsin to receive a multi-state license and allows nurses from other states to quickly fill vacancies in Wisconsin without receiving a duplicative single-state license. Nearly all Wisconsin nurses currently enjoy the benefits of an interstate license authorized by our compact and will continue to have the benefit of an interstate license under this bill.

This bill will allow Wisconsin to continue offering a voluntary, alternative process to expedite multi-state nurse licensure. As is the case today, the revised version of our current compact – the enhanced Nurse Licensure Compact – will not interfere with Wisconsin's ability to hold any nurse practicing in Wisconsin accountable for meeting all Wisconsin nurse practice laws.

Importantly, if Wisconsin enacts the enhanced Nurse Licensure Compact, nurses already licensed in the compact are grandfathered into the eNLC and can continue to serve patients under their interstate license. This will be particularly important for Iowa-licensed nurses crossing the state border to practice in Wisconsin, for nurses delivering care across state lines via telehealth and for Wisconsin health care organizations utilizing traveling nurses to fill staffing vacancies in rural and urban communities.

The enhanced Nurse Licensure Compact is supported by Wisconsin's Board of Nursing and numerous Wisconsin health care organizations including the Wisconsin Hospital Association, the Wisconsin Organization of Nurse Executives and the Wisconsin Nurses Association. LRB 3932/1 bill was also developed in consultation with the Wisconsin Department of Safety and Professional Services.

The Board of Nursing solicited feedback from licensed nurses earlier this year to understand nurse support for maintaining membership in the nurse licensure compact through the eNLC. Of those providing feedback, 98% of nurses responded in support of Wisconsin maintaining its status as a Compact state through the eNLC.

By maintaining Wisconsin's status as a Compact state, nurses in Wisconsin will continue to benefit from a streamlined licensure process that maintains state control of the regulation and practice of nursing.

Analysis by the Legislative Reference Bureau

This bill ratifies and enters Wisconsin into the Enhanced Nurse Licensure Compact (enhanced compact). The enhanced compact replaces the original Nurse Licensure Compact (original compact), which was ratified in Wisconsin in 1999.

Under both versions of the compact, a nurse, whether a registered nurse or a licensed practical nurse, who is licensed in a state that has adopted the compact (party state) may practice in any other party state without needing to separately obtain a license

in that other party state. Significant provisions of the enhanced compact, as compared to the original compact, include all of the following:

1. Under the enhanced compact, party states grant multistate nursing licenses, with the compact setting out minimum qualifications that an applicant must satisfy in order to be granted a multistate license, including that an applicant submit to a

background investigation. Under the enhanced compact, a multistate license is recognized by each party state as authorizing a nurse to practice, under a multistate licensure privilege, in that party state. The enhanced compact also provides that

party states may grant single-state licenses, which authorize practice only within the issuing state. The enhanced compact does not affect the requirements established by a party state for the issuance of a single-state license. Under the original compact, a license issued by a home state to a resident in that state is simply recognized by each other party state as authorizing a multistate licensure privilege to practice in that party state, with the qualifications for obtaining a license to be determined under each party state's laws.

2. The enhanced compact establishes an Interstate Commission of Nurse Licensure Compact Administrators (commission), which consists of the heads of each party state's board that licenses nurses, or their designees. The commission has

various powers and duties granted in the compact, including overseeing the administration of the compact, enforcing the compact, adopting bylaws, promulgating binding rules for the compact, and employing an executive director and employees. Under the original compact, the compact is administered by compact administrators, with the administrator for this state designated as the secretary of safety and professional services or his or her designee.

3. The enhanced compact includes various provisions regarding resolutions of disputes between the commission and party states and between party and nonparty

states. The enhanced compact requires the commission to attempt to resolve disputes related to the compact that arise among party states and between party and nonparty states, after which such disputes would be handed through arbitration.

Under the original compact, disputes are simply to be handled through arbitration.

4. The enhanced compact includes a process for termination of a party state from the compact that has defaulted in the performance of its obligations under the compact. No such provisions are included in the original compact. Pursuant to the terms of the enhanced compact, the enhanced compact became effective in party states that have already enacted it on July 20, 2017, which was the date the enhanced compact was signed into law by a 26th state. The enhanced compact may be further amended upon enactment of an amendment by all member states.

The enhanced compact provides that all party states to the enhanced compact that also were parties to the original compact are deemed to have withdrawn from the original compact within six months after the effective date of the enhanced compact.

OCT 30 2017

DODGE COUNTY, WIS.

RESOLUTION NO.: 77-2017-18

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 The mining industry can potentially provide benefits to communities which it affects,
2 including job creation, new tax revenue, and economic development.

3
4 However, if sufficient safeguards are not implemented, mining projects also have the
5 potential to negatively impact the natural resources, public health, cultural heritage, and
6 certain economic aspects of those communities and Wisconsin as a whole. If a mine is
7 located near a body of water, discharges from that mine into the water could negatively
8 impact habitats for species of special concern. Such a mine could also create the risk of
9 long-term leaching of acid-producing wastes into groundwater and the nearby waterbody.
10 The hazardous wastes generated by the mine could degrade water quality and present risks
11 to human health and the surrounding environment. Potential economic losses could
12 include reduction in property values and loss of tourism revenue. Due to its impact on the
13 land itself, a mine could also result in the irreversible loss of significant cultural resources
14 in Wisconsin, including Native American gravesites and other areas of historical
15 significance.

16
17 Those responsible for a mining project can mitigate the potential negative impacts of a
18 mine by ensuring the implementation of sufficient safeguards, including approved
19 reclamation plans, groundwater monitoring, and other solid-waste-management measures.

20
21 This resolution opposes any mining project which does not implement sufficient
22 safeguards to mitigate the potential negative impacts of the mining project on the natural
23 resources, public health, cultural heritage, and economy of Wisconsin.

24
25 NOW THEREFORE, the undersigned members of the Agriculture, Extension Education, Land
26 Conservation & Zoning Committee recommend adoption of the following resolution.

27 BE IT RESOLVED, that the Outagamie County Board of Supervisors opposes any mining
28 project which does not implement sufficient safeguards to mitigate the potential negative impacts of the
29 mining project on the natural resources, public health, cultural heritage, and economy of Wisconsin, and

30 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy
31 of this resolution to the Outagamie County Land Conservationist and the Outagamie County Lobbyist
32 for distribution to the Governor, the Wisconsin State Legislature and all Wisconsin counties.

33 Dated this 24th day of October 2017

Mielke, James

From: Smith, Scott
Sent: Monday, October 02, 2017 1:54 PM
To: Mielke, James
Cc: Schmidt, Dale; Mittelstadt, Scott; Walston, Dennis
Subject: Out of State Training Request_Nov Exec Committee Agenda Item
Attachments: Sheriff_Crash Investigation Team_Out of State Training_April2018.pdf

Hello Jim,

This is very early but just received the attached today. Can we reserve an agenda item for out of state training request at Nov's Exec Committee meeting please?

I'm including our Sgt Dennis Walston in event he is on-duty and available to attend the Exec Committee at 8A on November 6.

The training is in 2018, and is budgeted in proposed 2018 budget. Its early but not too early for us to get registered to insure a spot for our crash investigator.

The training listed is not offered in WI and we have found it very beneficial for members of our traffic crash investigation team.

Thanks,

Scott S

OUT-OF-STATE

REQUEST FOR TRAINING

(Attach copy of training announcement if available)

Name: Brian Severson Badge #: 221 Date: 09/22/2017

Division: Patrol Admin Supervisor: LT. loos

Name of Training: CDR Data Analyst

Date(s) and Times of Training: 04-02-2018 to 04-06-2018 8a-4p

Location of Training: Northwestern University Center for Public Safety

Cost: 750.00

Check one: ☒ Mandatory ☐ Voluntary

I hereby acknowledge that I have read, understand and will abide by the provisions for voluntary training as set forth in the Training Policy 101.90.

[Signature] #221
Employee Signature

Request for overnight lodging? ☒ Yes ☐ No

If yes, list date(s) you request lodging: 04-01-17 to 04-06-17

Clearly explain how this training will benefit the department and/or the community?
Will allow me to analyze ACM data to put into report form.

Request for Training: ☒ Approved ☐ Denied Date: 30 SEP 2017

Signature of Admin. Supervisor: [Signature]

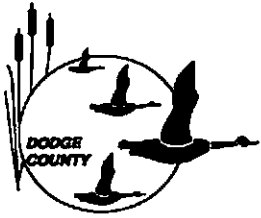
Reason: _____

Training Funds available ☒ Yes ☐ No [Signature]
Training LT Signature

Request for Training: ☒ Approved ☐ Denied Date: 10/2/17

Signature of Sheriff/Designee: [Signature]

Reason: _____



Dodge County

Land and Water Conservation Department

127 East Oak Street · Juneau, WI 53039-1329

PHONE: (920) 386-3660

EMAIL: landcons@co.dodge.wi.us

I am requesting that Robert Bird be allowed to attend the Conservation Tillage Conference in Willmar, MN. on December 5th and 6th. 2017. This conference is put on by North Dakota State University Extension Service and the University of Minnesota Extension. Robert attended the conference with some local farmers last year and has been asked to attend again this year. Robert has been vital part of the starting/development of **Dodge County Farmers for Healthy Soils and Healthy Water**. This is an excellent educational opportunity for him to be able to bring new innovative ideas and assistance to Dodge County farmers.

John Bohonek
County Conservationist

Larry Bischoff
LWCC Chair

Jim Mielke
County Administrator

LAND and WATER CONSERVATION COMMITTEE

Larry Bischoff · William T. Muche · William Foley · Allen Behl · Dale Macheel · Lisa Derr · Richard Fink

1 RESOLUTION NO. _____
2

3 **Engage with Law Firms to Prosecute Claims against Certain Opioid Manufacturers**
4

5 TO THE HONORABLE BOARD OF SUPERVISORS OF DODGE COUNTY, WISCONSIN
6 MEMBERS:
7

8 **WHEREAS**, Dodge County ("County") is concerned with the recent and rapid rise in difficulties
9 facing County citizens, residents, and visitors in relation to problems arising out of the use, abuse and
10 overuse of opioid medications, which according to certain studies, impacts millions of people across the
11 country; and,
12

13 **WHEREAS**, issues and concerns surrounding opioid use, abuse, and overuse by citizens, residents
14 and visitors are not unique to the County and are, in fact, issues and concerns shared by all other counties
15 in Wisconsin and counties across the country, as has been well documented through various reports and
16 publications, and is commonly referred to as the Opioid Epidemic ("Opioid Epidemic"); and,
17

18 **WHEREAS**, the societal costs associated with the Opioid Epidemic are staggering and, according
19 to the Centers for Disease Control and Prevention, amounting to billions of dollars annually; and,
20

21 **WHEREAS**, the National Institute for Health has identified the manufacturers of certain opioid
22 medications as being directly responsible for the rapid rise of the Opioid Epidemic by virtue of their
23 aggressive and, according to some, unlawful and unethical marketing practices; and,
24

25 **WHEREAS**, certain opioid manufacturers have faced civil and criminal liability for their actions
26 that relate directly to the rise of the Opioid Epidemic; and,
27

28 **WHEREAS**, the County has spent significant unexpected and unbudgeted time and financial
29 resources in its programs and services related to the Opioid Epidemic; and,
30

31 **WHEREAS**, the County is responsible for a multitude of programs and services, all of which require
32 the County to expend resources generated through state and federal aid, local property tax levy, fees and
33 other permissible revenue sources; and,
34

35 **WHEREAS**, the County's provision of programs and services becomes more and more difficult
36 every year because the costs associated with providing the Opioid Epidemic programs and services
37 continue to rise, yet the County's ability to generate revenue is limited by strict statutory levy limit caps
38 and stagnant or declining state and federal aid to the County; and,
39

40 **WHEREAS**, financial and other resources the County expends in addressing, combatting and
41 otherwise dealing with the Opioid Epidemic are resources that cannot be used for other critical programs
42 and services that the County provides to County citizens, residents and visitors; and,
43

44 **WHEREAS**, the County has been informed that numerous counties and states across the country
45 have filed or intend to file lawsuits against certain opioid manufacturers in an effort to force the persons
46 and entities responsible for the Opioid Epidemic to assume financial responsibility for the costs
47 associated with addressing, combatting and otherwise dealing with the Opioid Epidemic; and,
48

WHEREAS, the County has engaged in discussions with representatives of the law firms of von

1 Briesen & Roper, s.c., Crueger Dickinson LLC, and Simmons Hanly Conroy LLC (the "Law Firms")
2 related to the potential for the County to pursue certain legal claims against certain opioid manufacturers;
3 and,
4

5 **WHEREAS**, the Law Firms have proposed that the County engage the Law Firms to prosecute the
6 aforementioned claims on a contingent fee basis whereby the Law Firms would not be compensated unless
7 the County receives a financial benefit as a result of the proposed claims, and the Law Firms would
8 advance any and all claim-related costs and expenses associated with the claims; and,
9

10 **WHEREAS**, the Law Firms have assured the County that any and all of the costs and expenses
11 associated with the claims against certain opioid manufacturers would be borne by the Law Firms; and,
12

13 **WHEREAS**, the Law Firms have provided a proposed engagement letter, ("Engagement Letter")
14 specifying the terms and conditions under which the Law Firms would provide legal services to the County
15 and otherwise consistent with the terms of this Resolution; and,
16

17 **WHEREAS**, the County has been informed that the Wisconsin Counties Association has engaged
18 in extensive discussions with the Law Firms and has expressed a desire to assist the Law Firms, the County
19 and other counties in the prosecution of claims against certain opioid manufacturers; and,
20

21 **WHEREAS**, the County would participate in the prosecution of the claim(s) contemplated in this
22 Resolution by providing information and materials to the Law Firms and, as appropriate and allowed by
23 law, the Wisconsin Counties Association as needed; and,
24

25 **WHEREAS**, the County believes it to be in the best interest of the County, its citizens, residents,
26 visitors and taxpayers to join with other counties in and outside Wisconsin in pursuit of claims against
27 certain opioid manufacturers; and,
28

29 **WHEREAS**, by pursuing the claims against certain opioid manufacturers, the County is attempting
30 to hold those persons and entities that had a significant role in the creation of the Opioid Epidemic
31 responsible for the financial costs assumed by the County;
32

33 **SO, NOW, THEREFORE, BE IT RESOLVED**, that the Dodge County Board of Supervisors
34 authorizes the appropriate county officials to execute an Engagement Letter, provided that such
35 Engagement Letter contains terms and conditions satisfactory to the County, including, but not limited
36 to, a provision that specifies that all costs, expenses, and attorneys' fees shall be borne by the Law Firms
37 and reimbursed only if the County receives a financial benefit from the prosecution of the proposed
38 claim; and,
39

40 **BE IT FURTHER RESOLVED**, that the County shall endeavor to faithfully perform all
41 actions required of the County in relation to the claims contemplated herein, and hereby directs all the
42 County personnel to reasonably cooperate with and assist the Law Firms in relation thereto; and,
43

44 **BE IT FINALLY RESOLVED**, that the Dodge County Clerk shall forward a copy of this
45 Resolution, together with the signed Engagement Letter, to the Wisconsin Counties Association, 22 E.
46 Mifflin Street, Suite 900, Madison, Wisconsin, 53703.

All of which is respectfully submitted this 14th day of November, 2017.

Dodge County Executive Committee:

Russell Kottke

Dennis Schmidt

Donna Maly

Joseph M. Marsik

MaryAnn Miller

Jeff Berres

David Frohling

Dodge County Judicial and Public Protection Committee:

MaryAnn Miller

Larry Schraufnagel

Thomas Nickel

Dan Hilbert

Larry Bischoff

Dodge County Human Services and Health Board:

Mary J. Bobholz

Kira Sheahan-Malloy

Stephanie Justmann

Lois Augustson

Becky Glewen

Jennifer Keyes

Mark E. Roesch

David Godshall

Jeremy Bartsch

Vote Required: Majority of Members present.

Resolution Summary: A resolution to engage with law firms to prosecute claims against certain opioid manufacturers.

1 RESOLUTION NO. _____

2
3 **Resolution Approving Participation in the Blue Zone Project and**
4 **Requesting Blue Zone Worksite Designation**
5

6 TO THE HONORABLE BOARD OF SUPERVISORS OF DODGE COUNTY, WISCONSIN
7 MEMBERS,
8

9 **WHEREAS**, Dodge County employs more than 800 employees and is one of the largest employers
10 in Dodge County; and,
11

12 **WHEREAS**, Clearview, Dodge County's diverse healthcare facilities, employs a majority of
13 Dodge County's 800 plus employees; and,
14

15 **WHEREAS**, the Dodge County Board of Supervisors, its Committees, and staff have received
16 presentations and information regarding the Blue Zone Project and have an interest in becoming a Blue
17 Zone Worksite; and,
18

19 **WHEREAS**, the Blue Zone Project was brought to Dodge County communities via an initiative
20 of the Beaver Dam Community Hospitals, Inc.; and,
21

22 **WHEREAS**, the Blue Zone Project strives to develop healthy communities where well-being is a
23 way of life and employers are an instrumental partner in achieving healthy communities as employed
24 individuals spend a majority of their day in the workplace; and,
25

26 **WHEREAS**, the Blue Zone Project requires no financial commitment or monetary contribution
27 by an employer to become a designated worksite; and,
28

29 **WHEREAS**, by becoming a Blue Zone worksite, employers may realize the following benefits:
30

- 31 1. Employees with increased productivity;
- 32
- 33 2. Reduction in healthcare costs through health-risk assessments;
- 34
- 35 3. Reduction in employee absenteeism and an increased desire to make valuable contributions to
- 36 the workplace;
- 37
- 38 4. Reduction in employee turnover and increased ability to attract and retain talent thereby
- 39 becoming a workplace of choice;
- 40
- 41 5. Increased employee participation in community-wide, well-being efforts; and,
- 42
- 43 6. Increased employee volunteerism outside the workplace; and,
- 44

1
2 **SO, NOW, THEREFORE, BE IT RESOLVED**, by the Dodge County Board of Supervisors that
3 it recognizes the value of the Blue Zone Project and the benefits of being designated a Blue Zone worksite;
4 and,
5

6 **BE IT FURTHER RESOLVED**, on the condition that there be no direct monetary contribution
7 in order to participate, the Dodge County Administrator or his designee is hereby authorized to pledge
8 Dodge County's commitment to establishing two (2) Dodge County Blue Zone Worksites, General
9 County and Clearview, by completing the Worksite Pledge and the development of worksite policies
10 and programs in furtherance of healthy living; and,
11

12 **BE IT FINALLY RESOLVED**, that Dodge County encourages and supports its employees'
13 participation in Blue Zone initiatives.

All of which is respectfully submitted this 14th day of November, 2017.

Dodge County Executive Committee:

Russell Kottke

David Frothing

Donna Maly

Joseph Marsik

MaryAnn Miller

Dennis Schmidt

Jeff Berres

Dodge County Health Facilities Committee:

Larry Bischoff

Lisa Derr

Jeffry Duchac

Dan Hilbert

Thomas J. Schaefer

Vote Required: Majority of Members present.

Resolution Summary: A resolution approving participation in the Blue Zone Project and Requesting Blue Zone Worksite Designation.



County intends to sue pharmaceutical companies

By Shelley Nelson on Oct 24, 2017 at 8:16 a.m.

Douglas County is among a growing number of Wisconsin counties taking on pharmaceutical companies over the opioid epidemic.

The County Board on Thursday night approved signing a letter of engagement with counsel in relation to claims against opioid manufacturers because of the rapid rise in problems stemming from the use, abuse and overuse of opioid medications. The motion was amended to record the decision had the support of the full board.

The county plans to sign an engagement letter with von Briesen & Roper, s.c. and Crueger Dickinson LLC, together with Simmons Hanly Conroy LLC.

Societal costs of opioid abuse are about \$75 billion annually, according to the Centers for Disease Control and Prevention. Since 1999, the number of overdose deaths has quadrupled.

The idea was pushed by the Wisconsin Counties Association during a conference in late September, Douglas County Board Chairman Mark Liebaert said. After the conference, county officials asked corporate counselor Carolyn Pierce to take a look at it to determine whether the county should participate, Liebaert said.

Pierce drafted a list of pros, cons and unknowns the county would face if it proceeds with legal action. She cautiously recommended that it is something the county would have to sign onto if it's going to recover any costs from the lawsuit.

"A lot of it is unknown at this point," Pierce said. "They can't really tell us how much we're looking at in terms of recovery. We're really at the investigation point where the county is going to have to come up with damages."

Among the risks is that the lawyers for the pharmaceutical companies could bury the county in paperwork, which would increase staffing costs, Liebaert said.

"At some point, the sheriff's office, health and human services, or some other agencies, will have to put in a lot of work to prove our claim," Liebaert said.

Pierce said attorneys involved in the lawsuit would assist with the discovery process. They would be paid on a contingency basis.

"Whether or not there is going to be a big pot of gold at the end remains to be seen," Pierce said. But, she said, the county has no chance to recover its costs if it doesn't participate.

Several Wisconsin counties, including Eau Claire, Sauk, Marathon, Columbia and Grant, have already approved joining the lawsuit, according to news reports. The Wisconsin Counties Association hopes 60 to 70 of Wisconsin's 72 counties join in the lawsuit.

Liebaert likened the potential lawsuit to the one states won against tobacco companies about two decades ago. Then, the settlement received by the state wasn't shared with counties. Wisconsin's share of the settlement was largely used to patch holes in the state budget.

1 RESOLUTION NO. _____
2

3 **Advisory Resolution Opposing 2017 Senate Bill 425**
4 **Limiting Local Authority to Regulate Certain Wireless Facilities**
5

6
7 TO THE HONORABLE BOARD OF SUPERVISORS OF DODGE COUNTY, WISCONSIN MEMBERS,
8
9

10 **WHEREAS**, 2017 Senate Bill 425 proposes to create §§ 66.0404(4e) and 66.0414, of the *Wisconsin*
11 *Statutes*, pertaining to regulating certain wireless facilities and the placement thereof in county rights-of-way;
12 and,
13

14 **WHEREAS**, the proposed legislation purports to create and provide certain benefits to small
15 wireless facilities in the form of regulatory exceptions and no fee permitting; and,
16

17 **WHEREAS**, the proposed legislation significantly limits Dodge County's ability to regulate the
18 siting of certain wireless facilities and related infrastructure on county-owned land and county right-of-way;
19 and,
20

21 **WHEREAS**, counties acquire land and rights-of-way for the benefit of the public and specifically
22 rights-of-way are acquired for the safety of the traveling public; and,
23

24 **WHEREAS**, county rights-of-way serve as an uncluttered or minimally burdened buffer providing
25 for road construction and maintenance operations, clear lines of vision for travelling public and capacity in
26 the event of a traffic accident; and,
27

28 **WHEREAS**, county highway commissioners are cognizant of the purposes and have local
29 knowledge and expertise in determining safe use of county rights-of-way adjacent to county highways; and,
30

31 **WHEREAS**, currently, counties have the authority to determine the proper location of wireless
32 facilities and related infrastructure and whether to impose charges or fees for the siting of same on county-
33 owned lands including county right-of-way; and,
34

35 **WHEREAS**, preempting or limiting Dodge County's ability to regulate the siting of certain wireless
36 facilities and related infrastructure, as proposed by 2017 Senate Bill 425, on county-owned lands and county
37 rights-of-way removes the County's exercise of discretion and flexibility for determining the proper and safe
38 location of such structures; and,
39

40 **SO, NOW, THEREFORE, BE IT RESOLVED**, by the Dodge County Board of Supervisors that it
41 hereby opposes the adoption of 2017 Senate Bill 425 and urges the State Legislature to vote against this
42 proposal; and,
43

44 **BE IT FINALLY RESOLVED**, that that the Dodge County Clerk shall transmit a copy of this
45 Resolution to the Governor of the State of Wisconsin, all Wisconsin State Legislators with a constituency
46 within Dodge County, and the Wisconsin Counties Association.
47

All of which is respectfully submitted this 14th day of November, 2017.

Dodge County Executive Committee:

Russell Kottke

Dennis Schmidt

Donna Maly

Joseph M. Marsik

MaryAnn Miller

Jeff Berres

David Frohling

The Dodge County Highway Committee:



Harold Johnson



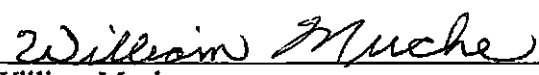
Jeff Berres



Jeffrey Carne



Ed Nelson



William Muche

Vote Required: Majority of Members present.

Resolution Summary: A resolution opposing the 2017 Senate Bill 425 limiting local authority to regulate certain wireless facilities.

WISCONSIN COUNTIES UTILITY TAX ASSOCIATION

44 East Mifflin Street, Suite 605A, Madison, Wisconsin 53703

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2016-2017 Officers

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Executive Director

M. ALICE O'CONNOR
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October 18, 2017

Russell Kottke

Dodge County Board Chair

W8542 Laurel Hill Rd

Fox Lake, WI 53933

Dear County Board Chair Kottke

As fellow County Board Supervisors and officers in the Wisconsin Counties Utility Tax Association (WCUTA), we are writing to invite your county to join our association. For years, 20 counties with power plants built before 1996 have comprised our association. We have fought hard and won to preserve payment in lieu of local taxes for utilities, substations and transmission lines. Revenues assessed by the State are returned to counties as a separate utility tax payment beyond shared revenue payments. Utility aid helps counties and municipalities recoup costs they incur in providing services to public utilities that are exempt from local taxation. Aid is computed with a complicated formula that includes electric substations, general structures, office buildings and power production plants via a gross receipts tax. Aid includes investor owned and municipally owned light, heat, and power companies. As assessments for utility taxes have increased, payment to local units of governments under the utility tax have remained relatively flat.

Member Counties

ASHLAND
BUFFALO
CHIPPEWA
COLUMBIA
DOUGLAS
DUNN
GRANT
JEFFERSON
KENOSHA
KEWAUNEE
LA CROSSE
MANITOWOC
MARATHON
MARINETTE
OZAUKEE
ROCK
SHEBOYGAN
VERNON
WASHINGTON

WCUTA's primary purpose is to both protect and enhance the portion of the shared revenue payment from the State of Wisconsin that directly impacts utility taxes. The utility tax formula has been set by the state since the late seventies with minor tweaks. In the past two years, WCUTA has worked out a more positive solution for towns who had been seeking county dollars to enhance their wind expansion projects—to instead pursue additional funds from the State. Your county has benefited from our efforts all these years.

We know as we forge ahead, uncertainty is always certain. WCUTA would welcome greater participation by your county. With approximately 15 percent or less returned to local governments for payment in lieu of local tax assessments, we are always striving to secure a greater percentage of funds from those dollars collected by the State. We know the pressure we all face to balance our budgets, working under revenue caps while the citizen's demand for services never seems to decrease. Your participation could strengthen our voices in any efforts we undertake.

We feel now is the time to strengthen our numbers and that is why we write to ask you to join WCUTA. For a small annual financial commitment (dues calculated as 0.0015 percent of your expected State utility payment), we will lobby to protect the existing utility tax formula and your financial interests. In the case of your county, for the small sum of \$677.95, our association will monitor ongoing legislation, proactively advocate for more utility tax dollars, and protect your current utility revenue of \$451,965.00. We feel this is a smart investment to protect your interests.

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If you have an interest in joining WCUTA, we would invite you to attend our next Board meeting in person or by phone-- December 8th at 10:00 a.m. in Madison. If you would like to attend our December meeting or have any questions, please contact our Executive Director, Alice O'Connor, at (608)250-9391 or by email at aoc@constituencyservices.org, or feel free to contact one of us.

We are attaching an invoice for your consideration. Should you choose to join WCUTA, you will be automatically authorized to have a representative on our Board and help shape our policy direction moving forward. You can also feel free to contact Dan Bahr or Chelsea Fibert at the Wisconsin Counties Association.

If you would like to join WCUTA, we would appreciate if you could respond by November 15th, so we can plan for next year.

We thank you for your consideration.

Sincerely,



M. Alice O'Connor
Executive Director

On Behalf Of:

Lawrence Willkom
Chippewa County
2017 WCUTA President

John H. Tramburg
Columbia County
2017 WCUTA Vice President

William Goehring
Sheboygan County
2017 WCUTA Secretary

Linda Sinkula
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